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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION

CHASOM BROWN, *et al.*, individually and
on behalf of themselves and all others
similarly situated,

Plaintiffs,

v.

GOOGLE LLC,

Defendant.

Case No. 4:20-cv-03664-YGR-SVK

**DECLARATION OF JOSEPH H.
MARGOLIES IN SUPPORT OF
GOOGLE LLC'S ADMINISTRATIVE
MOTION TO SEAL GOOGLE'S
OPPOSITION TO PLAINTIFFS'
MOTION TO STRIKE PORTIONS OF
GOOGLE'S SUMMARY JUDGEMENT
REPLY**

Judge: Hon. Yvonne Gonzalez Rogers

1 I, Joseph H. Margolies, declare as follows:

2 1. I am an attorney with Quinn Emanuel Urquhart & Sullivan, LLP, attorneys for
3 Defendant Google LLC (“Google”) in this action. I have been admitted *pro hac vice* in this matter.
4 Dkt. 681. I make this declaration of my own personal, firsthand knowledge, and if called and sworn
5 as a witness, I could and would testify competently thereto.

6 2. Pursuant to Civil Local Rule 79-5, I submit this declaration in support of Google
7 LLC’s Administrative Motion to Seal Portions of Google LLC’s Opposition to Plaintiffs’ Motion
8 to Strike Portions of Google’s Summary Judgment Reply (“Opposition”). In making this request,
9 Google has carefully considered the relevant legal standard and policy considerations outlined in
10 Civil Local Rule 79-5. Google makes this request with the good faith belief that the information
11 sought to be sealed consists of Google’s confidential information and that public disclosure could
12 cause competitive harm.

13 3. The information requested to be sealed contains Google’s non-public, sensitive
14 confidential and proprietary business information that could affect Google’s competitive standing
15 and may expose Google to increased security risks if publicly disclosed, including details related to
16 Google’s internal identifiers, logs, and their proprietary functionalities, which Google maintains as
17 confidential in the ordinary course of its business and is not generally known to the public or
18 Google’s competitors.

19 4. Such highly confidential information reveals Google’s internal strategy and systems
20 regarding various important products and nonpublic investigations thereto and falls within the
21 protected scope of the Protective Order entered in this action. *See* Dkt. 81 at 2-3. The redacted
22 portions also reflect material designated Confidential or Highly Confidential – Attorneys’ Eyes Only
23 Pursuant to Stipulated Protective Order.

24 5. Public disclosure of such highly confidential information could affect Google’s
25 competitive standing as competitors may alter their system designs and practices relating to
26 competing products, time strategic litigation, focus their patent prosecution strategies, or otherwise
27 unfairly compete with Google. It may also place Google at an increased risk of cybersecurity threats,
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1 as third parties may seek to use the information to compromise Google's internal systems and
2 operations.

3 6. For these reasons, Google respectfully requests that the Court order the identified
4 portions of Google's Opposition and accompanying materials to be filed under seal.

5 I declare under penalty of perjury of the laws of the United States that the foregoing is true
6 and correct. Executed in Bayside, Wisconsin on May 1, 2023.

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8 DATED: May 1, 2023

QUINN EMANUEL URQUHART &
SULLIVAN, LLP

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11 By /s/ Joseph H. Margolies
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